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5 Attorney for Defendant
RANDALL CLARY

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA) Case No: CR10-0668RS
10)
Plaintiff,) STIPULATION AND [PROPOSED]
11) ORDER TO CONTINUE SENTENCING
Vs.) HEARING TO
12) DECEMBER 13, 2011
13 RANDALL CLARY)
Defendant)
14)

The parties, through counsel of record, hereby stipulate and agree:

1. This matter is presently scheduled for a Sentencing Hearing on December 13 at 2:30 p.m.
 2. Mr. Clary has significant mental health issues
 3. Attorney for defendant Clary has represented that Mr. Clary is now on a medication regime that addresses his mental health issues. Based on the fact that Mr. Clary is now stabilized, counsel has arranged for Mr. Clary to be re-interviewed by United States Probation Officer Charlie Mabie and for an updated Presentence Report (PSR) to be prepared.
 4. The parties therefore request that the sentencing hearing be continued to February 28, 2012 to allow time for the re-interview of Mr. Clary and preparation of an amended PSR.

1 SO STIPULATED.

2 Dated: November 22, 2011

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/S/
5 KEVIN BARRY
Assistant United States Attorney
6 Counsel for United States

/S/
DIANA L. WEISS
Attorney for Defendant
RANDALL CLARY

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SO ORDERED.

10 DATED: 11/22/11

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HONORABLE RICHARD SIEBORG
United States District Judge

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